

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE LITIGATION

MDL No. 1456  
Master File: 1:01-CV-12257-PBS  
Sub-Category: 1:06-CV-11883-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

*State of South Carolina – State Medicaid Case*

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**STATUS REPORT**

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Pursuant to the Court's June 16, 2004 Procedural Order, Plaintiff the State of South Carolina, by and through the State Medicaid Plan, hereby submits the following status report.

/s/ William E. Hopkins, Jr.

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**MDL 1456 Status Chart – South Carolina Medicaid Case**

<b><u>Case Name</u></b>	<b><u>MDL Docket No.</u></b>	<b><u>Original Jurisdiction</u></b>	<b><u>Status</u></b>
State of SC v. Abbott Labs, Inc.	1:06-CV-11883-PBS	Removed to District of South Carolina	<ul style="list-style-type: none"> <li>• The parties are coordinating discovery efforts with related cases brought by South Carolina against numerous other drug manufacturers currently pending in state court.</li> <li>• Third party discovery is ongoing.</li> <li>• Depositions of State witnesses have begun.</li> <li>• On January 24, 2012, the Court denied Plaintiff's Motion to Remand.</li> <li>• On January 27,</li> </ul>

		<p>2012, the Court approved an extension to the fact discovery deadline to September 14, 2012.</p> <ul style="list-style-type: none"><li>• Following a February 22, 2012 status conference with this Court, the Court agreed that on or after September 17, 2012, defendant may file a motion for summary judgment based on the three-part “yardstick” test developed and applied by this Court in other AWP-related matters and plaintiff may renew its motion to remand this action to the federal district court in South Carolina.</li><li>• Mediation was conducted by the parties in Chicago, IL on May 18, 2012. The parties are continuing discussions.</li></ul>
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**CERTIFICATE OF SERVICE**

I, the undersigned employee of Beasley, Allen, Crow, Methvin, Portis & Miles, P.C., do hereby certify that on the 1st day of July, 2012, a true and complete copy of the foregoing was served via electronic service pursuant to the Case Management Order by sending a copy to LexisNexis File & Serve for posting and notification to all counsel of record.

/s/ William E. Hopkins, Jr.

William E. Hopkins, Jr.